

10149-14

**UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS**

In Re:	)	Case No. 05-57843
	)	Honorable Jack B. Schmetterer
Peter E. Vozella,	)	Confirmation Hearing: January 18, 2006
	)	at 11:30 a.m.
Debtor.	)	Chapter 13 Case

**OBJECTION TO CONFIRMATION**

Comes now Hinsbrook Bank & Trust, an unscheduled creditor in the above-styled Chapter 13 case filing this its Objection to Confirmation and in support thereof would respectfully represent the following:

1. Hinsbrook Bank & Trust ("Hinsbrook") is an unsecured creditor in the above-styled Chapter 13 case. Enclosed as Exhibit "A," is a copy of the September 14, 2005 Judgment rendered in favor of Hinsbrook in the amount of \$137,207.69 on September 14, 2005.

2. Hinsbrook was not listed as an unsecured creditor on the Debtor's Schedule F nor was it listed on any of the bankruptcy clerk's Certificates of Service.

3. Hinsbrook never received notice of the Debtor's bankruptcy filing until it received a copy of the Notice of Chapter 13 Bankruptcy Case Meeting of Creditors & Deadlines from the law offices of Ottenheimer Teplinsky Rosenbloom, LLC on January 16, 2006.

4. Hinsbrook continued its efforts after September 14, 2005 to obtain a judgment for its attorneys' fees and costs. Attached as Exhibit "B," is a copy of the undersigned's October 27, 2005 letter to Jeffrey R. Kulwin, attorney for Peter Vozella in the *Hinsbrook Bank & Trust v. Go Wild Fun Safaris, Inc., et al.*, Case No. 2004 L 397. Attached as Exhibit "C," is a copy of the undersigned's November 2, 2005 letter to Jeffrey R. Kulwin. Attached as Exhibit "D," is a copy of the undersigned's November 17, 2005 letter to Jeffrey R. Kulwin. Attached as Exhibit "E," is a copy

of the undersigned's November 22, 2005 letter to Jeffrey R. Kulwin. Attached as Exhibit "F," is a copy of the undersigned's December 8, 2005 letter to Jeffrey R. Kulwin. Attached as Exhibit "G," is a copy of the undersigned's December 15, 2005 letter to Jeffrey R. Kulwin.

5. Since Hinsbrook did not have notice of the Debtor's bankruptcy filing and had verbal and written communications with the Debtor's attorney during this entire time period, Hinsbrook went forward and obtained a judgment for its attorney's fees and costs on December 12, 2005. Attached as Exhibit "H," is a copy of the undersigned's letter to Jeffrey Kulwin with a copy of the December 12, 2005 judgment.

6. At no time did Mr. Kulwin or the Debtor inform Hinsbrook or its attorney concerning the bankruptcy filing.

7. Hinsbrook did not receive notice of the bankruptcy filing or Chapter 13 Plan in time to attend the 11 USC § 341(a) First Meeting of Creditors or to take a Bankruptcy Rule 2004 Examination to determine the accuracy of the bankruptcy schedules or the validity of the Debtor's Chapter 13 Plan.

8. Hinsbrook has been denied the opportunity to determine if Debtor's Chapter 13 Plan complies with the provisions of 11 USC § 1325.

9. Hinsbrook objects to confirmation of Debtor's Chapter 13 Plan pursuant to 11 USC § 1322(b)(1) because the Plan unfairly discriminates against Hinsbrook's claim by not scheduling Hinsbrook's claim in the bankruptcy case.

10. Hinsbrook objects to confirmation of the Chapter 13 Plan pursuant to 11 USC § 1325(a)(3) as it has not been proposed in good faith. The Debtor was aware of Hinsbrook's judgment prior to his bankruptcy filing and willfully failed to schedule or give notice to Hinsbrook

even though Hinsbrook's judgment is more than four times the dollar amount of the scheduled unsecured claims.

WHEREFORE, Hinsbrook Bank & Trust prays this Court for entry of an Order denying confirmation and for such other and further relief as is just.

Respectfully submitted,

By:

Elizabeth A. Bates

Elizabeth A. Bates  
HUCK BOUMA PC  
1755 S. Naperville Road, Suite 200  
Wheaton, IL 60187  
(630) 221-1755; Fax (630) 221-1756  
Attorney No. 6206287

R:\10000s\10100-10199\10149-14\Pleadings\Objection to Confirmation.wpd

**CERTIFICATE OF SERVICE**

I, Elizabeth A. Bates, served this Objection to Confirmation via facsimile and email to the following:

Tom Vaughn, Chapter 13 Trustee, 200 S. Michigan, 13<sup>th</sup> Floor, Chicago, IL (312) 294-5962  
Peter Vozella, 1213 Norwood St., Melrose Park, Illinois 60160  
Kokoszka & Janezur, P.C., 140 S. Dearborn St., Suite 1610, Chicago, IL 60603 (312) 443-1665

Washington Mutual Bank c/o Codilis & Associates, 15W030 N. Frontage Road, Suite 100, Burr Ridge, IL 60527 (630) 654-9946

Lester A. Ottenheimer, III, Ottenheimer Teplinsky Rosenbloom, LLC, 750 Lake Cook Kroad, Suite 140, Buffalo Grove, IL 60089 (847) 520-9411

Via email to:

Law Office of Jennifer A. Blanc, 60 W. Madison Avenue, Oak Park, Illinois 60302  
[jenlawone@earthlink.net](mailto:jenlawone@earthlink.net)

on this 16<sup>th</sup> January, 2006.

  
Elizabeth A. Bates

STATE OF ILLINOIS

UNITED STATES OF AMERICA

COUNTY OF DU PAGE

IN THE CIRCUIT COURT OF THE EIGHTEENTH JUDICIAL CIRCUIT

Hinsbrook Bank + Trust

CASE NUMBER

04 L 397

-VS-

Go Wild Fun Safaris, Inc., et al.

1 of 2

File Stamp Here

ORDER

This matter coming on to be heard, the Court being fully advised in the premises and having jurisdiction of the subject matter, IT IS ORDERED HEREBY:

① Plaintiff's motion to strike the affirmative defenses of Peter Vozella and Robert Pacenti is granted.

② Plaintiff's motion for summary judgment as against defendants Kimberly Basel-Van Aswegen and Nicolette Basel-Johnson is entered and continued, these defendants having filed a Petition for Chapter 7 bankruptcy with the Northern District of Illinois Bankruptcy Court.

③ Plaintiff's motion for summary judgment as against defendants Go Wild Fun Safaris, Inc., Peter Vozella, and Robert Pacenti is granted in part and entered and continued in part; summary judgment is granted as to all issues other than attorney's fees and costs

COPY

Name: J. Barger / Huck Brauma

DuPage Attorney No.: 7800

Attorney for: Plaintiff

Address: 1755 S. Naperville Rd., #200

City/State/Zip: Wheaton, IL 60187

Telephone: (630) 221-1755

ENTER: JUDGE

DATE: 9/14/05

EXHIBIT

A

STATE OF ILLINOIS

UNITED STATES OF AMERICA

COUNTY OF DU PAGE

IN THE CIRCUIT COURT OF THE EIGHTEENTH JUDICIAL CIRCUIT

Hinsbrode Bank + Trust

CASE NUMBER

04 L 397

-VS-

Go Wild Fun Safaris, Inc., et al.

2 of 2

File Stamp Here

## ORDER

This matter coming on to be heard, the Court being fully advised in the premises and having jurisdiction of the subject matter, IT IS ORDERED HEREBY: \_\_\_\_\_

④ Plaintiff's motion for summary judgment as to attorney's fees and costs as against defendants, Peter Vozella and Robert Pacenti, is continued to November 1, 2005 at 9:00 AM for ~~reconsideration~~ status on settlement of this issue and/or setting of hearing on reasonableness of plaintiff's claimed attorney's fees and costs.

⑤ Judgment is entered in favor of Hinsbrode Bank + Trust and against Peter Vozella and Robert Pacenti: ~~as follows~~ and Go Wild Fun Safaris, Inc., as follows:

\$ 112,400.41	Principal
\$ 23,207.28	Interest
\$ 1,600.00	Late Charges
\$ 137,207.69	Total judgment amount, excluding attorney's fees and costs at this time.

Name: J. Burger / Huck Brouma

DuPage Attorney No.: 7800

Attorney for: Plaintiff

Address: 1755 S. Naperville Rd., #200

City/State/Zip: Wheaton, IL 60187

Telephone: (630) 221-1755

COPY

ENTER: \_\_\_\_\_

JUDGE

DATE: \_\_\_\_\_

9/14/05

October 27, 2005

VIA FACSIMILE (312/855-0350)

Mr. Jeffrey R. Kulwin  
Kulwin & Associates  
161 N. Clark, Suite 2500  
Chicago, IL 60601

Re: *Hinsbrook Bank & Trust v. Go Wild Fun Safaris, Inc.*  
Court No. 2004 L 397  
Our File No. 10149-14

Dear Mr. Kulwin:

Jonathan Barger has left our firm and I will now be handling the above-styled matter on behalf of Hinsbrook Bank & Trust. It is my understanding that summary Judgment was entered on behalf of my client and that there is a hearing set for November 1<sup>st</sup> to determine our attorneys' fees. I understand that your clients are objecting to our attorneys' fees, but I have not been able to find anything in writing in regards to your client's objections. I further understand that there is a possibility of these objections being resolved by agreement.

Could you please send me a copy of your client's objections and give me a call to see if this matter can be resolved by agreement. My client is willing to try to work out a settlement not as to the fees, but also the judgment.

I look forward to hearing from you.

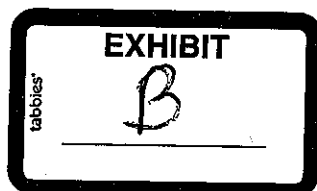
Sincerely,

HUCK BOUMA PC

Elizabeth A. Bates

EAB/me

R:\10000s\10100-10199\10149-14\Correspondence\Kulwin, Jeffrey Fax ltr 10.27.05.wpd



November 2, 2005

VIA FACSIMILE (312/855-0350)

Page 1 of 2

Mr. Jeffrey R. Kulwin  
Kulwin & Associates  
161 N. Clark, Suite 2500  
Chicago, IL 60601

Re: *Hinsbrook Bank & Trust v. Go Wild Fun Safaris, Inc.*  
Court No. 2004 L 397  
Our File No. 10149-14

Dear Mr. Kulwin:

Enclosed please find a copy of the Order entered on November 1, 2005 by Judge  
Elsner.

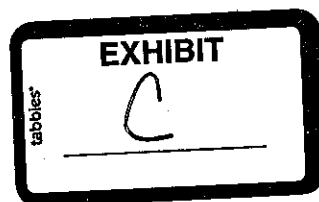
Sincerely,

HUCK BOUMA PC

Elizabeth A. Bates

EAB/me

R:\10000s\10100-10199\10149-14\Correspondence\Kulwin, Jeffrey Fax ltr 11.02.05.wpd





ORDER

STATE OF ILLINOIS

UNITED STATES OF AMERICA

COUNTY OF DU PAGE

IN THE CIRCUIT COURT OF THE EIGHTEENTH JUDICIAL CIRCUIT

Hinsbrook Bank & Trust  
Plaintiff  
-vs-  
Go Wild Fun Safaris,  
Inc., et al  
Defendants

CASE NUMBER

04L 397

File Stamp Here

ORDER

This matter coming on to be heard, the Court being fully advised in the premises and having jurisdiction of the subject matter, IT IS ORDERED HEREBY:

That this case is continued for a status hearing on November 22, 2005 at 2:00 as to a settlement regarding Plaintiff's attorney fees in the summary judgment and as to all other matters.

Name:

E. A. Bivins

DuPage Attorney No.:

7800

Attorney for:

Plaintiff

Address:

1755 S. Moravia Rd. Ste. 206

City/State/Zip:

Wheaton, IL 60187

Telephone:

(630) 221-1755

COPY

ENTER:

JUDGE

DATE:

11-1-05

**HUCK BOUMA** PC

**ATTORNEYS AT LAW**

Russell A. Adkins  
Susan S. Adkins  
Jonathan K. Barger  
Elizabeth A. Bates  
Mark S. Bishop  
Ralph R. Bouma, Jr.  
George M. Bradshaw  
Brett M. Dale  
Elizabeth A. Hambrick-Stowe  
James H. Huck, Jr.  
Patrick B. Hurley  
Robert E. Jones  
Bret R. Klemetson  
John P. Martin  
Timothy S. Midura  
T. Gregory Mieczynski  
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David D. O'Sullivan  
Robert L. Renfro  
Ian G. Riddle  
Kathleen R. Ryding  
Edward J. Sedlacek  
Audrey Johnson Skiera  
Lawrence A. Stein  
William J. Strons  
Cynthia F. Tolan

Of Counsel:  
John D. Keller  
Ira D. Leavitt  
C. William Pollard  
Chuck Roberts

November 17, 2005

*Via Facsimile (312/855-0350)*

Mr. Jeffrey R. Kulwin  
Kulwin & Associates  
161 N. Clark, Suite 2500  
Chicago, IL 60601

Re: *Hinsbrook Bank & Trust v. Go Wild Fun Safaris, Inc.*  
Court No. 2004 L 397  
Our File No. 10149-14

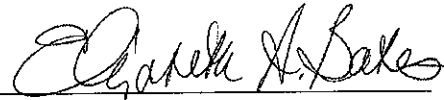
Dear Mr. Kulwin:

On October 31<sup>st</sup> you and I spoke about resolving the attorneys' fee dispute and possibly working out a payment arrangement on Hinsbrook Bank & Trust judgment. As of this date, I have not received any financial information on your clients nor have I received a settlement proposal. We agreed to continue the resolution of your objections to our attorneys' fees until November 22<sup>nd</sup> in the hopes that this matter could be resolved amicably.

Your silence indicates to me that your clients have no intention of settling this matter and are merely stalling for time. Please be advised that we will ask Judge Elsner to enter judgment on our fee request on November 22<sup>nd</sup>. We then intend to vigorously pursue our post-judgment collection remedies.

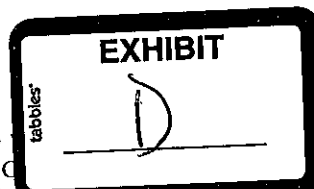
Very truly yours,

**Huck Bouma PC**

By:   
Elizabeth A. Bates

EAB/met  
Enclosures

R:\10000s\10100-10199\10149-14\Correspondence\Kulwin 11.17.05 fx.wpd



**HUCK BOUMA** PC

**ATTORNEYS AT LAW**

Russell A. Adkins  
Susan S. Adkins  
Jonathan K. Barger  
Elizabeth A. Bates  
Mark S. Bishop  
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Audrey Johnson Skiera  
Lawrence A. Stein  
William J. Strons  
Cynthia F. Tolan

November 22, 2005

*Via Facsimile (312/855-0350)*

*Page 1 of 2 (EAB)*

Mr. Jeffrey R. Kulwin  
Kulwin & Associates  
161 N. Clark, Suite 2500  
Chicago, IL 60601

Re: *Hinsbrook Bank & Trust v. Go Wild Fun Safaris, Inc.*  
Court No. 2004 L 397  
Our File No. 10149-14

Dear Mr. Kulwin:

Enclosed please find a copy of the Order entered today by Judge Elsner.

Very truly yours,

HUCK BOUMA PC

Elizabeth A. Bates

EAB/met

Enclosure

R:\10000s\10100-10199\10149-14\Correspondence\Kulwin 11.22.05 fx #2.wpd

Of Counsel:  
John D. Keller  
Ira D. Leavitt  
C. William Pollard  
Chuck Roberts



**HUCK BOUMA<sup>PC</sup>**

**ATTORNEYS AT LAW**

Russell A. Adkins  
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Lawrence A. Stein  
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Cynthia F. Tolan

Of Counsel:  
John D. Keller  
Ira D. Leavitt  
C. William Pollard  
Chuck Roberts

December 8, 2005

*Via Facsimile (312/855-0350)*

Mr. Jeffrey R. Kulwin  
Kulwin & Associates  
161 N. Clark, Suite 2500  
Chicago, IL 60601

Re: *Hinsbrook Bank & Trust v. Go Wild Fun Safaris, Inc.*  
Court No. 2004 L 397  
Our File No. 10149-14

Dear Mr. Kulwin:

I have not heard back from you in response to our November 22, 2005 counteroffer. Are your clients willing to accept our settlement offer? As you will recall, we are scheduled for status hearing and entry of judgment on our attorneys' fees on December 12<sup>th</sup> at 9:00 a.m. If we have a settlement, I would like to know before December 12<sup>th</sup>.

Very truly yours,

HUCK BOUMA PC

Elizabeth A. Bates

EAB/met

R:\10000s\10100-10199\10149-14\Correspondence\Kulwin 12.8.05 fx.wpd



**HUCK BOUMA**<sup>PC</sup>

**ATTORNEYS AT LAW**

December 15, 2005

Russell A. Adkins  
Susan S. Adkins  
Jonathan K. Barger  
Elizabeth A. Bates  
Mark S. Bishop  
Ralph R. Bouma, Jr.  
George M. Bradshaw  
Brett M. Dale  
Elizabeth A. Hambrick-Stowe  
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Cynthia F. Tolan

Of Counsel:  
John D. Keller  
Ira D. Leavitt  
C. William Pollard  
Chuck Roberts

*Via Facsimile (312/855-0350)*

Mr. Jeffrey R. Kulwin  
Kulwin & Associates  
161 N. Clark, Suite 2500  
Chicago, IL 60601

Re: *Hinsbrook Bank & Trust v. Go Wild Fun Safaris, Inc.*  
Court No. 2004 L 397  
Our File No. 10149-14

Dear Mr. Kulwin:

Enclosed is a copy of the Personal Financial Statement which each of your clients will need to complete. In addition, Hinsbrook Bank & Trust needs the following documents and/or information from your client in order to arrive at an acceptable settlement amount:

1. 2003 and 2004 personal tax returns;
2. Copy of most current pay stub (December 2005);
3. Documents regarding any tax liabilities;
4. Appraisals on real property owned by your clients;
5. Documents evidencing all transfers of property or placement of liens on property from January 1, 2003 through the present date;
6. Status of their lawsuit against Go Wild Fun Safaris;

Please let me know how soon we can expect to receive this information.

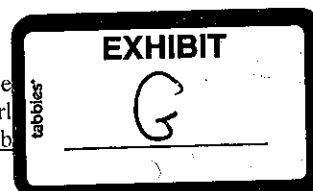
Very truly yours,

Elizabeth A. Bates

EAB/met  
Enclosure

R:\10000s\10100-10199\10149-14\Correspondence\Kulwin 12.15.05 fx.wpd

MAIN OFFICE: 1755 S. Naperville Road, Suite 200 • Wheeling, IL 60091  
FOX VALLEY OFFICE: 7 S. Second Avenue • St. Charles, IL 60144  
[www.huckbo.com](http://www.huckbo.com)



755 • Fax: 630-221-1756  
00 • Fax: 630-221-1756

(THU) DEC 15 2005 14:03

HUCK BOUMA 6302211756

DOCUMENT #	TIME STORED	TIME SENT	DURATION	PAGE(S)	MODE	RESULT
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DESTINATION	DST. TEL #
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**HUCK BOUMA<sup>PC</sup>****ATTORNEYS AT LAW**

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 Susan S. Adkins  
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December 15, 2005

*Via Facsimile (312/855-0350)*

Mr. Jeffrey R. Kulwin  
 Kulwin & Associates  
 161 N. Clark, Suite 2500  
 Chicago, IL 60601

Re: *Hinsbrook Bank & Trust v. Go Wild Fun Safaris, Inc.*  
 Court No. 2004 L 397  
 Our File No. 10149-14

Dear Mr. Kulwin:

Enclosed is a copy of the Personal Financial Statement which each of your clients will need to complete. In addition, Hinsbrook Bank & Trust needs the following documents and/or information from your client in order to arrive at an acceptable settlement amount:

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Please let me know how soon we can expect to receive this information.

Very truly yours,  


Of Counsel:

John D. Keller  
 Ira D. Leavitt  
 C. William Pollard  
 Chuck Roberts

**HUCK BOUMA** PC

ATTORNEYS AT LAW

December 15, 2005

*Via Facsimile (312/855-0350)*

**FAXED**

Mr. Jeffrey R. Kulwin  
Kulwin & Associates  
161 N. Clark, Suite 2500  
Chicago, IL 60601

Re: *Hinsbrook Bank & Trust v. Go Wild Fun Safaris, Inc.*  
Court No. 2004 L 397  
Our File No. 10149-14

Dear Mr. Kulwin:

Enclosed is a copy of the Personal Financial Statement which each of your clients will need to complete. In addition, Hinsbrook Bank & Trust needs the following documents and/or information from your client in order to arrive at an acceptable settlement amount:

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Very truly yours,

Elizabeth A. Bates

EAB/met  
Enclosure

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Audrey Johnson Skiera  
Lawrence A. Stein  
William J. Strons  
Cynthia F. Tolan

Of Counsel:

John D. Keller  
Ira D. Leavitt  
C. William Pollard  
Chuck Roberts

**IMPORTANT: Read these directions before completing this Statement.**

- ☐ If you are applying for individual credit in your own name and are relying on your own income or assets and not the income or assets of another person as the basis for repayment of the credit requested, complete only Sections 1 and 3.
- ☐ If you are applying for joint credit with another person, complete all Sections providing information in Section 2 about the joint applicant.
- ☐ If you are applying for individual credit, but are relying on income from alimony, child support, or separate maintenance or on the income or assets of another person as a basis for repayment of the credit requested, complete all Sections, providing information in Section 2 about the person whose alimony, support, or maintenance payments or income or assets you are relying on.
- ☐ If this statement relates to your guaranty of the indebtedness of other person(s), firm(s) or corporation(s), complete Sections 1 and 3.

TO:

**HINSBROOK  
BANK & TRUST**

SECTION 1 - INDIVIDUAL INFORMATION (Type or Print)		SECTION 2 - OTHER PARTY INFORMATION (Type or Print)	
Name		Name	
Residence Address		Residence Address	
City, State & Zip		City, State & Zip	
Position or Occupation		Position or Occupation	
Business Name		Business Name	
Business Address		Business Address	
City, State & Zip		City, State & Zip	
Res. Phone	Bus. Phone	Res. Phone	Bus. Phone

SECTION 3 - STATEMENT OF FINANCIAL CONDITION AS OF _____			
ASSETS (Do not include Assets of doubtful value)	In Dollars (Omit cents)	LIABILITIES	In Dollars (Omit cents)
Cash on hand and in banks		Notes payable to banks - secured	
U.S. Gov't & Marketable Securities - see Schedule A		Notes payable to banks - unsecured	
Non-Marketable Securities - see Schedule B		Due to brokers	
Securities held by broker in margin accounts		Amounts payable to others - secured	
Restricted or control stocks		Amounts payable to others - unsecured	
Partial interest in Real Estate Equities - see Schedule C		Accounts and bills due	
Real Estate Owned - see Schedule D		Unpaid income tax	
Loans Receivable		Other unpaid taxes and interest	
Automobiles and other personal property		Real estate mortgages payable - see Schedule D	
Cash value-life Insurance - see Schedule E		Other debt - Itemize:	
Other assets - Itemize:			
		TOTAL LIABILITIES	
		NET WORTH	
TOTAL ASSETS		TOTAL LIAB. AND NET WORTH	

SOURCES OF INCOME FOR YEAR ENDED _____	PERSONAL INFORMATION
Salary, bonuses & commissions \$	Do you have a will? _____ If so, name of executor,
Dividends	
Real estate income	Are you a partner or officer in any other venture? If so, describe.
Other income (Alimony, child support, or separate maintenance)	
Income need not be revealed if you do not wish to have it considered as a basis for repaying this obligation	Are you obligated to pay alimony, child support or separate maintenance payments? If so, describe.
	Are any assets pledged other than as described on schedules? If so, describe.
TOTAL \$	
<b>CONTINGENT LIABILITIES</b>	
Do you have any contingent liabilities? If so, describe.	Income tax settled through (date) _____
	Are you a defendant in any suits or legal actions?
As endorser, co-maker or guarantor? \$	Personal bank accounts carried at:
On leases or contracts? \$	
Legal claims \$	
Other special debt \$	Have you ever been declared bankrupt? If so, describe.
Amount of contested income tax liens \$	

(COMPLETE SCHEDULES AND SIGN ON REVERSE SIDE)



## SCHEDULE A - U.S. GOVERNMENTS &amp; MARKETABLE SECURITIES

Number of Shares or Face Value (Bonds)	Description	In Name Of	Are These Pledged?	Market Value

## SCHEDULE B - NON-MARKETABLE SECURITIES

Number of Shares	Description	In Name Of	Are These Pledged?	Source of Value	Value

## SCHEDULE C - PARTIAL INTERESTS IN REAL ESTATE EQUITIES

Address & Type Of Property	Title In Name Of	% Of Ownership	Date Acquired	Cost	Market Value	Mortgage Maturity	Mortgage Amount

## SCHEDULE D - REAL ESTATE OWNED

Address & Type Of Property	Title In Name Of	Date Acquired	Cost	Market Value	Mortgage Maturity	Mortgage Amount

## SCHEDULE E - LIFE INSURANCE CARRIED, INCLUDING N.S.L.I. AND GROUP INSURANCE

Name of Insurance Company	Owner Of Policy	Beneficiary	Face Amount	Policy Loans	Cash Surrender Value

## SCHEDULE F - BANKS OR FINANCE COMPANIES WHERE CREDIT HAS BEEN OBTAINED

Name & Address Of Lender	Credit In The Name Of	Secured Or Unsecured?	Original Date	High Credit	Current Balance

The information contained in this statement is provided for the purpose of obtaining, or maintaining credit with you on behalf of the undersigned, or persons, firms or corporations in whose behalf the undersigned may either severally or jointly with others, execute a guaranty in your favor. Each undersigned understands that you are relying on the information provided herein (including the designation made as to ownership of property) in deciding to grant or continue credit. Each undersigned represents and warrants that the information provided is true and complete and that you may consider this statement as continuing to be true and correct until a written notice of a change is given to you by the undersigned. You are authorized to make all inquiries you deem necessary to verify the accuracy of the statements made herein, and to determine my/our creditworthiness. You are authorized to answer questions about your credit experience with me/us.

Section 1014 of Title 18 of the United States Code was amended to make it a federal crime for any person to knowingly make any false statement or report, or willfully overvalue any land, property or security for the purpose of influencing in any way the action of any bank the deposits of which are insured by the Federal Deposit Insurance Corporation.

Date Signed \_\_\_\_\_

Signature (Individual) \_\_\_\_\_

S.S. No. \_\_\_\_\_ Date of Birth \_\_\_\_\_

Signature (Other Party) \_\_\_\_\_

S.S. No. \_\_\_\_\_ Date of Birth \_\_\_\_\_

# HINSBROOK BANK & TRUST

## FAX COVER SHEET

### GLEN ELLYN LOAN DEPARTMENT

DATE: 12-15-05 TIME SENT: \_\_\_\_\_

TO: NAME: ELIZABETH BATES

COMPANY: \_\_\_\_\_

FAX NUMBER: \_\_\_\_\_

FROM: Tom McGuire

RE: PERSONAL FINANCIAL STATEMENT FORM

FROM: FAX NUMBER (630) 321-5691

WE ARE TRANSMITTING 3 PAGES, INCLUDING THIS COVER PAGE.

IF YOU DO NOT RECEIVE ALL OF THE PAGES, PLEASE CALL US AS SOON AS POSSIBLE AT (630) 469-3000.

COMMENTS: \_\_\_\_\_

THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. If the reader of this message is not the intended recipient, or the employee or agent responsible for delivering the message is not the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original message to us at the address listed below via the U.S. Postal Service. Thank you.

(MON) DEC 12 2005 10:52

HUCK BOUMA 6302211756

DOCUMENT #	TIME STORED	TIME SENT	DURATION	PAGE(S)	MODE	RESULT
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DESTINATION	DST. TEL #
6686733	6686733

**HUCK BOUMA<sup>PC</sup>****ATTORNEYS AT LAW**

Russell A. Adkins  
 Susan S. Adkins  
 Jonathan K. Barger  
 Elizabeth A. Bates  
 Mark S. Bishop  
 Ralph R. Bouma, Jr.  
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 Ian G. Riddle  
 Kathleen R. Ryding  
 Edward J. Sedlacek  
 Audrey Johnson Skiera  
 Lawrence A. Stein  
 William J. Strons  
 Cynthia F. Tolan

## Of Counsel:

John D. Keller  
 Ira D. Leavitt  
 C. William Pollard  
 Chuck Roberts

December 12, 2005

***Via Facsimile (630) 668-6733***

Mr. Terence C. Mullen  
 Mullen & Winthers PC  
 1 N 141 County Farm Road, Suite 230  
 Winfield, IL 60190

***Via Facsimile (312) 855-0350***

Mr. Jeffrey R. Kulwin  
 Kulwin & Associates  
 161 N. Clark, Suite 2500  
 Chicago, IL 60601

Re: *Hinsbrook Bank & Trust v. Go Wild Fun Safaris, Inc.*  
 Court No. 2004 L 397  
 Our File No. 10149-14

Dear Gentlemen:

Enclosed please find a copy of the Order entered by Judge Elsner on December 12, 2005.

Very truly yours,

HUCK BOUMA PC

**EXHIBIT**

tabbles

H

(MON) DEC 12 2005 10:54  
HUCK BOUMA 6302211756

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Our File No. 10149-14

Of Counsel:  
John D. Keller  
Ira D. Leavitt  
C. William Pollard  
Chuck Roberts

Dear Gentlemen:

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HUCK BOUMA PC

  
Elizabeth A. Bates

FAR/met

**HUCK BOUMA**<sup>PC</sup>

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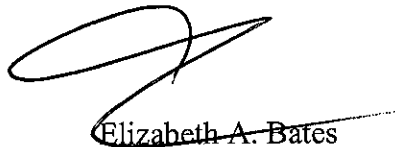
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Very truly yours,

HUCK BOUMA PC



Elizabeth A. Bates

EAB/met  
Enclosure

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ORDER

2116 (Rev. 02/05)

STATE OF ILLINOIS

UNITED STATES OF AMERICA

COUNTY OF DU PAGE

IN THE CIRCUIT COURT OF THE EIGHTEENTH JUDICIAL CIRCUIT

Hinsbrook Bank &  
Trust Plaintiff  
-vs-  
Go Wild Fun Safaris,  
Inc., et al  
Defendants

CASE NUMBER

042397

File Stamp Here

ORDER

This matter coming on to be heard, the Court being fully advised in the premises and having jurisdiction of the subject matter, IT IS ORDERED HEREBY:

That Plaintiff's Motion for Summary Judgment as against Defendants Peter Vozella and Robert A. Paez for attys fees and costs is granted in the amount of \$17,415.00 for attys fees and costs of \$1131.12. It is further ordered that all matters are continued for status until January 18, 2005 at 9:00 a.m. in Courtroom 2010.

Name:

S. A. Bales

DuPage Attorney No.:

7806

Attorney for:

Plaintiff

Address:

1755 S. Maple St. #200

City/State/Zip:

Wheaton, IL 60187

Telephone:

(630) 221-1755

ENTER:

JUDGE

DATE:

12-12-05

COPY